Chairman Mark Behrens convened the adjourned session with Feucht, Koedam, Birkey, and Herman present. Motion carried assumes unanimous vote unless otherwise stated.

There were numerous employees present for the public comment time. There were 6 people signed up to speak. Chairman Behrens started the comment time with a statement that there is 15 minutes for comment, each speaker will be allowed 2.5 minutes. Melissa Stillson spoke about the possibility of using HRA's for employee benefits and that this information was not available at the time the Board made a decision. Stillson would also suggest looking for shortfalls in the budget to help cover the additional insurance costs. Stillson also commented that the Board should look into the possibility of cost going up due the possibility of multiple members leaving the plan. Marilee Schleusner thanked the Board for their work and asks that the Board also remember that a budget is numbers, but behind the numbers are people. The cheapest option isn't always the best option. Dan Schreurs doesn't mind an increase in contributions but is wondering if the county is saving money, why then are the employees paying more. Lori Van Maanen talked about how her husband currently doctors in Omaha and has for 20 years. Van Maanen is worried that because the doctor in not in a Sanford network, the services will no longer be covered. Van Maanen also doesn't think changing providers in January is a good move as it will increase costs for employees with no increase in pay. Stewart Vander Stoep stated that there will be lots of families that will now have to change doctors. Vander Stoep suggested meeting with Sanford to see what will be covered with Sanford and then the Board should make a decision. Vander Stoep also wondered if it is possible to find other alternatives for employees and stated that employees are not numbers, they are people. Al Heyser stated that his family currently doctors with Avera and will need to start with Sanford at new year. Heyser feels it is hard to limit employees to one provider and feels that the Board is taking business away from the new hospital in Rock Rapids as well as other Avera clinics in the county. Chairman Behrens thanked everyone for coming and stated the Board will take all comments under advisement.

Chairman Behrens added Resolution 2019-57 to the agenda as an agenda item as Auditor Smit mistakenly omitted it on the agenda.

The minutes of the November 13, 2019 meeting were reviewed. Motion made by Birkey to approve minutes, seconded by Herman. Motion carried.

Chairman Behrens opened the public hearing at 8:45 a.m. to receive comment regarding the plan amendment for the Lyon County Economic Development Urban Renewal Area and the proposed internal loan to fund the urban renewal projects. Those in attendance were Lyon County Economic Development Director Steve Simons and County Attorney Shayne Mayer. As there were no comments from the public received, Chairman Behrens closed the hearing at 8:52 am.

Resolution 2019-58 Approving UR Plan Amendment was introduced.

RESOLUTION NO.2019-58

A Resolution to Approve Urban Renewal Plan Amendment for the Lyon County Economic Development Urban Renewal Area

WHEREAS, as a preliminary step to exercising the authority conferred upon Iowa counties by Chapter 403 of the Code of Iowa (the "Urban Renewal Law"), a county must adopt a resolution finding that one or more slums, blighted or economic development areas exist in the county and that the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area or areas is necessary in the interest of the public health, safety or welfare of the residents of the county; and

WHEREAS, the Board of Supervisors of Lyon County, Iowa (the "Board"), by prior resolution established the Lyon County Economic Development Urban Renewal Area (the "Urban Renewal Area") and adopted an urban renewal plan (the "Plan") for the governance of projects and initiatives to be undertaken therein; and

WHEREAS, an amendment (the "Amendment") to the Plan has been prepared which would facilitate the undertaking of new urban renewal projects (the "Projects") in the Urban Renewal Area consisting of constructing County highway, bridge and culvert improvements; and

WHEREAS, notice of a public hearing by the Board of Supervisors of Lyon County, Iowa, on the proposed Amendment was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Board has conducted said hearing on November 12, 2019; and

WHEREAS, copies of the Amendment, notice of public hearing and notice of a consultation meeting with respect to the Amendment were mailed to the West Lyon Community School District; the consultation meeting was held on the 29th day of October, 2019; and responses to any comments or recommendations received following the consultation meeting were made as required by law;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors Lyon County, Iowa, as follows:

Section 1. The Amendment, attached hereto and made a part hereof, is hereby in all respects approved.

- Section 2. It is hereby determined by this Board of Supervisors as follows:
- A. The Projects proposed under the Amendment conform to the general plan for the development of the County;
- B. The Projects proposed under the Amendment are necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.
- C. It is not anticipated that families will be displaced as a result of the County's undertakings under the Amendment. Should such issues arise with future projects, then the County will ensure that a feasible method exists to carry out any relocations without undue hardship to the displaced and into safe, decent, affordable and sanitary housing.

Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved November 13, 2019.

/s/Mark Behrens Chairman, Board of Supervisors

ATTEST:/s/Jen Smit

County Auditor

Motion by Feucht, second by Koedam to approve and Chairman sign Resolution 2019-58. Motion carried.

Resolution 2019-59 Authorizing Internal Loan was introduced.

RESOLUTION 2019-59

Authorizing Internal Loan to Fund Urban Renewal Project Costs

WHEREAS, the Board of Supervisors of Lyon County, Iowa (the "County"), has established the Lyon County Economic Development Urban Renewal Area (the "Urban Renewal Area") and has established the Lyon County Economic Development Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has undertaken a certain urban renewal project (the "Project") in the Urban Renewal Area, consisting of using tax increment financing to support the construction of County highway, bridge and culvert improvements for the promotion of economic development; and

WHEREAS, it has been proposed that the County facilitate an internal advance of funds in the amount of \$540,000 (the "Loan") in order to pay the costs of the Project, and, pursuant to Section 331.479 of the Code of Iowa, the County has published notice and has held a public hearing on such proposal on November 13, 2019, and

WHEREAS, the County desires to make the Loan eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors, as follows:

Section 1. It is hereby directed that the Loan in the amount of FIVE HUNDRED FORTY THOUSAND DOLLARS (\$540,000) be advanced for the funding of the Project from the Secondary Road Fund. The Loan shall be repaid to the Secondary Road Fund, without interest, out of future incremental property tax revenues received into the Tax Increment Fund.

It is intended that the Loan shall be repaid in one annual installment on or before June 30, 2021, provided however that repayment of the Loan is subject to the determination of the Board of Supervisors that there are incremental property tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Fund relative to the Loan, and the Board of Supervisors reserves the right to appropriate funds, or to withhold such appropriation, at its discretion.

Section 2. A copy of this Resolution shall be filed in the office of the County Auditor of Lyon County to evidence the Loan. Pursuant to Section 403.19 of the Code of Iowa, the County Auditor is hereby directed to certify, no later than December 1, 2019, the original amount of the Loan.

Section 3. All resolutions or parts thereof in conflict herewith, are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 13th day of November, 2019.

/s/Mark Behrens

ATTEST:/s/Jen Smit
County Auditor

Chairman, Board of Supervisors

Motion by Birkey, second by Feucht to approve and Chairman sign Resolution 2019-59. Motion carried.

Chairman Behrens introduces Resolution 2019-57 Authorizing transfer of funds.

Resolution 2019-57 Authorization to Transfer Funds

On November 13, 2019 the Board of Supervisors approved \$540,000 from the Grand Falls Casino TIF to the Secondary Road Fund for culvert projects and ditch cleaning. The expenditures are to be paid out of the TIF fund with the Secondary Road Fund advancing these dollars. To facilitate this process a transfer will be needed.

WHEREAS, Iowa Code Section 331.432 provides for other transfers; said transfers must be authorized by a resolution from the board.

THEREFORE, BE IT RESOLVED by the Lyon County Board of Supervisors to authorize as follows:

 A Transfer of \$540,000 from Fund 20000 - Secondary Road Fund to Fund 33000 - Casino TIF.

Passed and approved this 13th day of November, 2019.

/s/Mark Behrens
ATTEST:/s/Jen Smit Chairman, Board of Supervisors
County Auditor

Motion by Herman, second by Birkey to approve and Chairman sign Resolution 2019-57. Motion carried.

Steve Simons gave the Board the listing of grants awarded by the Lyon County Riverboat Foundation.

Shane Walter, CEO of Sioux Rivers Mental Health Region joined the meeting to discuss the addition of O'Brien County to the Sioux Rivers region. Birkey asked if the region is ready and will providers be able to handle clients. Walters believes that adding both Obrien and Dickinson would be great for the region and the providers will be the same providers client are currently receiving services from.

Chairman Behrens introduced Resolution 2019-60 Approving O'Brien County in the Sioux Rivers Mental Health Region.

RESOLUTION OF THE LYON COUNTY BOARD OF SUPERVISORS

RESOLUTION 2019 - 60

RESOLUTION RECOMMENDING APPROVAL OF O'BRIEN COUNTY'S REQUEST TO JOIN THE SIOUX RIVERS REGIONAL MHDS EFFECTIVE JULY 1, 2020

WHEREAS, LYON County is a current member of the Sioux Rivers Regional MHDS Governing Board which has received a formal request from O'Brien County to enter into partnership with the three County members of Sioux Rivers Regional MHDS; and

WHEREAS, LYON County is willing to accept O'Brien County as an additional member county in the Sioux Rivers Regional MHDS Region by entering into a 28E Agreement; and

WHEREAS, LYON County Board of Supervisors is aware that O'Brien County, by their formal vote taken October 22, 2019, has expressed a willingness to accept the existing 28E Agreement and the Regional Management Plan, established by the Sioux Rivers Regional MHDS Region; and

WHEREAS, LYON County Board of Supervisors is aware that O'Brien County agrees to provide a financial contribution to the Sioux Rivers Regional MHDS Region based on the terms of the 28E Agreement or other means upon entrance into the Region; and

WHEREAS, LYON County Board of Supervisors is aware that O'Brien County agrees to provide biannual payments of the Per Capita Contribution upon entrance into the Region; and

WHEREAS, LYON County Board of Supervisors is aware that the Sioux Rivers Regional Governing Board passed a motion at their 10/22/19 Governance Board meeting to allow O'Brien County to enter the Region effective July 1, 2020, conditioned upon the majority of the member Counties approving a Resolution to that effect;

NOW, THEREFORE, BE IT RESOLVED that:

- 1. LYON County Board of Supervisors as one of the three current members of Sioux Rivers Regional MHDS hereby accepts and hereby approves the proposed addition of O'Brien County to the region subject to the terms and conditions of any amended 28-E Agreement adopted by the participating counties.
- 2. LYON County Board of Supervisors directs its Auditor to attach a copy of the motion approving adoption of this resolution and return a copy of both to Shane Walter, CEO.

SO DATED this 13th day of November 2019.

ATTEST:/s/Jen Smit County Auditor /s/Mark Behrens Chairman, Board of Supervisors

Motion by Birkey, second by Koedam to approve and Chairman sign Resolution 2019-60. Motion carried.

The 28E changes were also discussed. The main changes are adding mental health services for children and other wording as to the makeup and voting privileges of board members, as well as funding of the region.

Motion by Herman, second by Birkey to approve and sign amended 28E. Motion carried. It was mentioned that Dickenson would also like to join this region and has submitted their letter. This topic will be on the 11-26-2019 Governance Board agenda. The Board thanked Walter for coming to the meeting.

Motion by Herman, second by Birkey to appoint Jared Van Engen to vacated position on the Lyon County Conservation Board. The position will expire as of 12-31-2022.

Resolution 2019-56 Increase/Decrease Appropriations was introduced.

Resolution 2019 - 56 Increase/Decrease Department Appropriation For Fiscal Year 19/2020

Whereas, Lyon County, approved their 19/2020 budget on March 5, 2019 and the first appropriation for the fiscal year was made July 1,2019 - Resolution 2019-30 and the second appropriation was made August 27, 2019 - Resolution 2019-32.

The final bill from Premier Network Solutions for a Dell Computer has been submitted; and the Windows 10 upgrade originally bid will not be billed out. A department appropriation will be made at this time with a budget amendment to be made at a later date. Expenses will be from the same Service Area.

Increases or decreases in department appropriations do not require a budget amendment, as long as none of the 10 major classes of expenditures are increased. Instead, changes in departmental appropriations may be provided by resolution at any regular meeting of the board. Any increases in departmental appropriations will have to be offset by decreases in other departmental appropriations.

Whereas, Iowa Code Section 331.434(6) provides for increases or decreases in appropriations for the departments during the ensuing fiscal year. A public hearing is not required for the decrease since the appropriations are not more than 10% or \$5,000 for that department.

Therefore, be it resolved by the Lyon County Board of Supervisors to appropriate funds as follows:

Service Area #9

1. \$2,500 from - Department 99 - Non-Departmental To: Department 55 - Board Control - Casino

Passed and approved this 13th day of November, 2019.

/s/Mark Behrens
ATTEST:/s/Jen Smit Chairman, Board of Supervisors
County Auditor

Motion Birkey, second Koedam to approve and Chairman sign Resolution 2019-56. Motion carried.

Employment changes: Mark Klarenbeek has been hired by Secondary Roads for the fleet manager position. Klarenbeek will start on November 5, 2019 at a wage of \$24.07/hour with a \$0.25 increase every three months according to the union contract.

Deputy Amy Stoner has been promoted to Detective as of November 1, 2019 with a salary increase to 84% of the Sheriff salary.

Heather Stubbe was appointed as temporary Assessor office staff for October 28, 29, and 30, 2019 at \$16.25/hour.

Mary Peterson was appointed as temporary Assessor office staff for October 28, 29, and 30, 2019 at \$20.00/hour.

Jessica Meyer will resign from a part time homemaker position as of November 29, 2019.

Attorney Shayne Mayer requested the Board go into closed session under IA Code Chapter 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion by Herman, second by Birkey to enter closed session. Motion carried. Closed session entered at 10:01 a.m.

Motion by Herman, second by Birkey to leave the closed session. Motion carried. Closed session was ended at 10:44 a.m.

Attorney Shayne Mayer requested the Board go into closed session under IA Code Chapter 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion by Feucht, second by Herman to enter closed session. Motion carried. Closed session entered at 10:49 a.m.

Motion by Koedam, second by Herman to leave the closed session. Motion carried. Closed session ended at 10:44 a.m. The Board agreed to have County Engineer Sievers contact the individual and make an offer to have County move tile to ROW line.

Attorney Shayne Mayer requested the Board go into closed session under IA Code Chapter 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Motion by Koedam, second by Feucht to enter closed session. Motion carried. Closed session started at 11:04 a.m.

Motion by Herman, second by Birkey to move out of closed session. Motion carried. Closed session was ended at 11:19 a.m. County Attorney will contact the individual by letter and wait for a response.

Engineer Sievers talked about the 160th Street and Larch Avenue bridge that is closed due to flooding damages. Sievers states that the Calhoun-Burns has reviewed the closed structure and concluded that the repairs would cost about \$192,000. However, the bridge would still not meet the IA DOT Codes and Standard. A concrete bridge would have to replace the damaged structure to be able to meet the Codes and Standards. Sievers recommends the Board replace the structure. Sievers states FEMA would pay 75%, IA Homeland Security 10%, and Lyon County would be responsible for 15% of the estimated \$1,000,000 cost. If the Board chooses not to replace the structure and close it permanently, FEMA is willing to give the County 75% of the \$192,000 in repairs or \$144,000. No one lives on road, but there are numerous hog confinements on road. The Board feels that Sievers should replace the bridge instead of closing it permanently and asked Sievers to go ahead with replacement.

Sievers also asked the Board to approve swapping projects 8Y on K60 and 11W on K52 in this and next fiscal year. The complete resolution can be seen at the Lyon County Auditor's Office or online at www.lyoncountyiowa.com.

Motion by Herman, second by Birkey to approve and Chairman sign Resolution 2019-61. Motion carried.

Stacia Timmer with Elderbridge Agency on Aging. Timmer gave overview of services Elderbridge provides in Lyon County. Elderbridge covers 29 counties in the State and work to keep people who can and want to be in their homes, in their homes by coordinating services and funding. The Board thanked Timmer for coming.

The Board reviewed the FY2018/2019 Cash Report.

Chairman Behrens recessed the Board at 12:10 p.m. to canvass the 2019 City School Election. Per IA Code 50.22 there were 0 provisional ballots that were brought before the Special Precinct Board, all of which were counted. All official results can be obtained by contacting the Auditor's Office.

The Board reconvened at 12:45 p.m.

The Board discussed the comments received this morning in the public comment time. The Board discussed numerous items with Amy Jurich at IBC via phone regarding other possible options. Jurich stated that Wellmark is not willing to lower rates. It was discussed increasing the employee contribution even more to cover the increase cost of Wellmark and what would the reaction be of employees if costs were upwards of \$700/month. The Board did not set another meeting date to discuss changing their decision.

Handwritten claims dated 11-4-2019 in the amount of \$12,712.06 were reviewed and approved. Check sequence #142801-142802.

Milo Hanzen Revocable Trust	A34 Permanent Easement 0.	12260.00
IBC Innovative Business Consul	10/30-11/3/19 Flex Claims	452.06
Grand Total		12712.06

Secondary Road Fund 12,260.00 Flex Benefits Account 452.06

Claims dated 11-13-2019 in the amount of \$1,058,337.95 were reviewed and approved. Check sequence #142803-143030.

A & B Business Solutions	10/21-11/20/19 Copier Con	696.57
Advanced Systems, Inc.	11/7-2/6/2020 Copy Contra	210.98
Ahlers & Cooney, P.C. Attn: Ac	HR Services 9/24-10/17/19	3559.22
Airgas USA LLC	oxygen, acetyline	302.07
Alliance Communications Attn:	Nov 911 Recurring	150.00
Alliant Energy	acct 3128711000	149.47
Diane Altman	11/5/19 Rock Rapids Preci	177.00
Nikki Baatz	Oct Mileage (679)	339.50
Beyenhof's Mobile Home Estates	Rent Assistance - #70-197	200.00
Allen Blauwet	10/30/19 LCED Mtg Mileage	15.00
Larry Boeve	10/30/19 LCED Mtg Mileage	14.50
Rod Borer	10/30/19 LCED Mtg Mileage	15.50
Bound Tree Medical, LLC	AED Ped Pads, electrodes	355.06
Boyer Trucks	wiper arm #17,surge tank	307.83
C.J. Cooper & Associates	pre-employment alcohol te	35.00
Calhoun-Burns & Associate Inc.	bridge designs, inspections	29196.00
Campbell Supply	shop supplies, tools, parts	564.01
Canon Financial Services Inc.	Canon Contract	268.00
Care Initiative - Lyon Manor	Oct Jail Meals 478x\$6.00	2868.00
Carlson & Stewart Refrigeratio	Service/Mileage Imm Freez	228.75
Century Link	911 Recurring 712-233-001	391.73

Century Link - Business 9/16-10/15 Long distance 253.53 City of Doon water - Doon shop 33.00 City of George utilities 21.25 City of Rock Rapids City Offic Comm Room Rent/utilities 257.82 City of Rock Rapids City Offic Comm Room Rent/utilities 257.82 Cooperative Energy Company Cooperative Farmers Elevator 10 pk grease 50.83 Corrective Living Center Oct Fuel, diesel, Livir repair 3207.93 Natalie Cross Oct Mileage (896) 448.00 Culligan Soft Water Serv. Oct Mileage (896) 448.00 Dakota Fluid Power Inc. Dan's Automotive Service, LIC Couples #67 176.00 Denny's Sanitation Inc. Oct Garbage Service 206.00 Doon Press Fob Mary, Brid Mins, election not 138.88 Blectronic Engineering Install state radio, 911 maint 551.00 Electronic Engineering Install state radio, 911 maint 551.00 Frontier George Office Products Install state radio, 911 maint 551.00 Nancy Gerber 11/5-19 Little Rock Preci 17			
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Premier Network Solutions d/b/ Nov IT, Kaseya, Web Root, DellPCU 6653.91			
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Print Express Embroidery work on shirt 8.52			
	Print Express	Embroidery work on shirt	8.52

Rapid Auto Repair Michael D. K RDO Equipment Company Rock Rapids Ace Hardware Rock Rapids Cashway Lumber Lisa R. Rockhill Amy Ryals Sanford Health Sanitation Products, Inc.	Repairs on EMA Vehicle 1275.11 hydr filter #57, support rack 694.35 Batteries, tape, dryer 856.55 side boards #14 40.64 Reimb:Mtg Meals 32.46 11-5-19 City School Elect IW 232.00 Inmate - S.N. 26.40 3 Pup Trailers, labor, hoses 125605.08
Marilee Schleusner Security Savings Bank Steve Simons	10/28-10/30 Mtg Mileage (315.00 Subpoena items 723.25 Reimb:supplies,Oct Mileage(429) 528.33
Vicki Slack Stericycle, Inc.	11-5-19 City School Elect RR 200.00 Monthly Sharp Disposal 69.29
Melissa Stillson	Oct Mileage (429) 214.50
Stryker Sales Corporation	New Modems/Lifepak 15's 1446.00
Sturdevant's Auto Parts	parts 1763.45
Subway	365 Certificates/incentiv 912.50
Sunshine Foods	Oct Food for Inmates, vouchers 952.41
Mark Swartz	11-5-19 City School Elect RR 212.00
Pamela R. Tille Todd's True Value	Oct Field Work Mileage (9 455.50 shop supplies 31.64
Tony Gacke Construction Anthon	labor to put up RR salt s 8690.00
Town & Country	garbage service-Little Ro 25.99
TransUnion Risk & Alternative	Oct 2019 Search 300.60
UMB Bank, N.A.	12/1/19 Interest 2017 GO 40900.00
US Bank - Purchase Card Purcha	Vericlock, fuel, lodging, meals
	Postage, office supplies 9922.83
US Foods, Inc Division #2355	11/4/19 Inmate Food 1213.33
Bonnie VandenBosch Kim VanderPlaats	11-5-19 City School Elect LW 254.00 11-5-19 City School Elect LR 225.00
Ron VanEgdom	11-5-19 City School Elect IW 225.00
Brenda VanHofwegen	Oct Mileage (120) 60.00
VanHolland Lawn Service LTD Da	Winterize Sprinkler/Annex 220.50
Verizon Wireless	10/19-11/18 Cellphones 1474.52
Kris VerSteeg	11-5-19 City School Elect LR 214.00
Sue Vinson	11/5/19 City School Elect ABS 66.00
Bernette Weier	11-5-19 City School Elect GE 209.00
Steven T. Weier Wellmark BlueCross BlueShield	11-5-19 City School Elect GE 228.00 Oct Admin Fees (89) 98219.64
Joan Wenzel	11-5-19 City School Elect Lester 208.00
Bonnie Wilson	11/5/19 City School Elect RR 177.00
Linda Wulf	11-5-19 City School Elect LW 220.00
Wanda L. Wulf	11-5-19 City School Elect LW 231.00
Ziegler Inc.	2 batteries, altenator, core chg 1175.13
Grand Total	1058337.95
General Basic Fund	69,551.88
General Basic Sub Fund	43,363.93
General Supplemental Fund	1,665.00
County MHD Services Fund	534.91
Rural Services Basic Fund	338.40
Economic Development Fund	784.94
Secondary Road Fund Surcharge on E911	326,923.05 10,805.44
Casino - TIF	475,560.35
Emergency Management Services	973.71
Co. Assessor Agency Fund	3,001.72

Health Insurance Fund 124,304.52 Flex Benefits Account 530.10

There being no further business there was a motion by Feucht, seconded by Birkey to adjourn. Motion carried.

ATTEST APPROVED

County Auditor Chairman